

## Message Text

UNCLASSIFIED

PAGE 01 TEHRAN 00483 180600Z  
ACTION SCSE-00

INFO OCT-01 NEA-10 ISO-00 L-03 SCA-01 JUSE-00 DHA-02 H-02  
/019 W

-----180656Z 074884 /23-12

R 180535Z JAN 77  
FM AMEMBASSY TEHRAN  
TO SECSTATE WASHDC 881

UNCLAS TEHRAN 0483

E.O. 11652: N/A  
TAGS: CGEN  
SUBJ: MATTER OF JOHN LESLIE WEIR

REF 76 STATE 253101, 245711, 76 TEHRAN 10392, 12919

1. QUOTED BELOW IS THE GOI'S RESPONSE TO THE EMBASSY'S NOTE  
REGARDING THE TAKING OF DEPOSITIONS IN IRAN:

2. WITH REFERENCE TO EMBASSY NOTE NO. 512 OF JULY 19, 1976,  
STATES THAT ANY INTERROGATION, HEARING OR SERVING OF JUDICIAL  
DOCUMENTS WITHIN IRAN IS WITHIN EXCLUSIVE JURISDICTION OF  
IRANIAN JUDICIAL AUTHORITIES, AND THAT ANY RESIDENT WITHIN  
IRAN MAY VOLUNTARILY ACCEPT OR SIGHT (SIC) SUCH DOCUMENTS OR  
ANSWER QUESTIONS DIRECTED TO HIM BY FOREIGN AUTHORITIES BUT  
THEY WOULD NOT BE LEGALLY BINDING AS FAR AS IRANIAN LAW IS  
CONCERNED UNLESS ACTION IS TAKEN THROUGH OR IN ARRANGEMENT WITH  
IRANIAN JUDICIAL AUTHORITIES.

3. IF THE PROSPECTIVE WITNESS IS WILLING TO APPEAR AT THE  
EMBASSY, SUGGEST THE COURT FORWARD THE INTERROGATORIES  
TOGETHER WITH A COMMISSION TO TAKE A DEPOSITION MADE  
OUT TO A CONSULAR OFFICER, RATHER THAN NAMING A SPECIFIC  
CONSULAR OFFICER TO THE EMBASSY IN TEHRAN. A MUTUALLY  
CONVENIENT DATE CAN THEN BE SET AND THE DEPOSITION TAKEN.

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PAGE 02 TEHRAN 00483 180600Z

4. THE SERVICES OF AN EMBASSY SECRETARY CAN USUALLY BE  
MADE AVAILABLE TO TAKE AND TRANSCRIBE THE TESTIMONY, BUT  
THE LAWYER OR COURT WOULD HAVE TO BE WILLING TO PAY HER  
SEPARATELY. DUE TO THE NORMAL PRESS OF BUSINESS DEPOSITIONS  
ARE USUALLY TAKEN AFTER HOURS OR ON WEEKENDS.  
MIKLOS

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NNN

## Message Attributes

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**Review Markings:**  
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